

and has a student enrollment that consists of at least 20 percent:

(i) Hispanic Americans, *i.e.*, students whose origins are in Mexico, Puerto Rico, Cuba, or Central or South America, or any combination thereof, or

(ii) Native Americans, *i.e.*, American Indians, Eskimos, Aleuts, and Native Hawaiians, or any combination thereof;

(2) Institutions of higher learning determined to be Historically Black Colleges and Universities by the Secretary of Education pursuant to 34 CFR 608.2; and

(3) Small business concerns, as defined under section 3 of the Small Business Act (15 U.S.C. 632), that are owned and controlled by individuals who are both socially and economically disadvantaged within the meaning of section 8(d) of the Small Business Act (15 U.S.C. 637(d)) or by a woman or women.

(b) Obligation. In addition to its obligations under the clause of this contract entitled Utilization of Small Business Concerns and Small Disadvantaged Business Concerns, the contractor, in performance of this contract, agrees to provide its best efforts to competitively award subcontracts to entities from among the Energy Policy Act target groups.

(End of clause)

952.226-72 Energy Policy Act subcontracting goals and reporting requirements.

As prescribed in 926.7007(c), insert the following clause:

Energy Policy Act Subcontracting Goals and Reporting Requirements (May 1995)

(a) Definition.—Energy Policy Act target groups, as used in this provision means:

(1) An institution of higher education that meets the requirements of 34 CFR 600.4(a), and has a student enrollment that consists of at least 20 percent:

(i) Hispanic Americans, *i.e.*, students whose origins are in Mexico, Puerto Rico, Cuba, or Central or South America, or any combination thereof, or

(ii) Native Americans, *i.e.*, American Indians, Eskimos, Aleuts, and Native Hawaiians, or any combination thereof;

(2) Institutions of higher learning determined to be Historically Black Colleges and Universities by the Secretary of Education pursuant to 34 CFR 608.2; and

(3) Small business concerns, as defined under section 3 of the Small Business Act (15 U.S.C. 632), that are owned and controlled by individuals who are both socially and economically disadvantaged within the meaning of section 8(d) of the Small Business Act (15 U.S.C. 637(d)) or by a woman or women.

(b) Goals. The contractor, in performance of this contract, agrees to provide its best efforts to award subcontracts to the following classes of entities:

(1) Small business concerns controlled by socially and economically disadvantaged individuals or by women: * * * percent;

(2) Historically Black colleges and universities: * * * percent;

(3) Colleges or universities having a student body in which more than 20 percent

of the students are Hispanic Americans or Native Americans: * * * percent.

[* * * These goals are stated in a percentage reflecting the relationship of estimated award value of subcontracts to the value of this contract and appear elsewhere in this contract.]

(c) Reporting requirements. (1) The contractor agrees to report, on an annual Federal Government fiscal year basis, its progress against the goals by providing the actual annual dollar value of subcontract payments for the preceding 12-month period, and the relationship of those payments to the incurred contract costs for the same period. Reports submitted pursuant to this clause must be received by the contracting officer (or designee) not later than 45 days after the end of the reporting period.

(2) If the contract includes reporting requirements under FAR 52.219-9, Small Business and Small Disadvantaged Business Subcontracting Plan, the contractor's progress against the goals stated in paragraph (b) of this clause shall be included as an addendum to Standard Form (SF) 294, Subcontracting Report for Individual Contracts, and/or SF 295, Summary Subcontract Report, as applicable, for the period that corresponds to the end of the Federal Government fiscal year.

(End of clause)

952.226-73 Energy Policy Act target group certification.

As prescribed in 926.7007(d), insert the following provision:

Energy Policy Act Target Group Certification (May 1995)

(a) Certification. The offeror certifies that it is:

(1) ___ An institution of higher education that meets the requirements of 34 CFR 600.4(a), and has a student enrollment that consists of at least 20 percent:

(i) Hispanic Americans, *i.e.*, students whose origins are in Mexico, Puerto Rico, Cuba, or Central or South America, or any combination thereof, or

(ii) Native Americans, *i.e.*, American Indians, Eskimos, Aleuts, and Native Hawaiians, or any combination thereof;

(2) ___ An institution of higher learning determined to be a Historically Black College and University by the Secretary of Education pursuant to 34 CFR 608.2; or

(3) ___ A small business concern, as defined under section 3 of the Small Business Act (15 U.S.C. 632), that is owned and controlled by individuals who are both socially and economically disadvantaged within the meaning of section 8(d) of the Small Business Act (15 U.S.C. 637(d)) or by a woman or women.

(b) By submission of an offer, the offeror agrees to provide to the Contracting Officer, upon request, evidence satisfactory to the contracting officer that the offeror is an entity from the Energy Policy Act target group identified.

(End of provision)

PART 970—DOE MANAGEMENT AND OPERATING CONTRACTS [AMENDED]

4. The authority citation for Part 970 continues to read as follows:

Authority: Sec. 161 of the Atomic Energy Act of 1954 (42 U.S.C. 2201), sec. 644 of the Department of Energy Organization Act, Public Law 95-91 (42 U.S.C. 7254), sec. 201 of the Federal Civilian Employee and Contractor Travel Expenses Act of 1985 (41 U.S.C. 420), and sec. 1534 of the Department of Defense Authorization Act, 1986, Public Law 99-145 (42 U.S.C. 7256a), as amended.

5. Part 970 is amended to add a new subpart 970.26, Other Socioeconomic Programs, consisting of Section 970.2601, Implementation of Section 3021 of the Energy Policy Act of 1992, to read as follows:

Subpart 970.26—Other Socioeconomic Programs

970.2601 Implementation of Section 3021 of the Energy Policy Act of 1992.

The goal requirements of Section 3021 of the Energy Policy Act of 1992, and the attendant reporting requirements shall be included in the subcontracting plan for the management and operating contract and shall apply to the annual dollar obligations specifically provided to the Management and Operating contractor for competitively awarded subcontracts that fulfill Energy Policy Act requirements. See 970.7104-12(f).

Subpart 970.71—Management and Operating Contractor Purchasing

6. Section 970.7104-12 is amended by redesignating paragraph (f) as (g) and adding a new paragraph (f) as follows:

970.7104-12 Small business and small disadvantaged business concerns.

* * * * *

(f) Management and operating contractors may provide in their purchasing systems and methods for the application of preferences to Energy Policy Act target groups, taking into consideration the provisions of 926.70, Implementation of Section 3021 of the Energy Policy Act of 1992.

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**INTERSTATE COMMERCE
COMMISSION****49 CFR Parts 1002, 1011, 1160, 1161,
1162 and 1163****[Ex Parte No. 55 (Sub-No. 94); Ex Parte
No. 55 (Sub-No. 86)]****Revision of Application Procedures
and Corresponding Regulations;
Revision of Licensing Application
Forms and Corresponding Regulations****AGENCY:** Interstate Commerce
Commission.**ACTION:** Policy statement.

SUMMARY: The Commission is announcing that it no longer will accept the "old" standard licensing application form, *Authority Application Form OP-1* (Approved by OMB, 3120-0047, Expires 10/1/93), and henceforth will accept only new Forms OP-1, OP-1(P), OP-1(W) and OP-1(FF) (Approved by OMB, 3120-0047, Expires 12/97). The Commission will reject applications submitted on the "old" form. The Commission is taking this action in order for the public and the Commission to realize the efficiencies available through use of the shorter and more accurate new forms.

In addition, the Commission is announcing that the new forms have been revised slightly to correct minor errors and to make them easier for the public to use. The "new revised" forms are now available from the Commission. Because no substantive revisions are involved, the Commission will continue to accept both the "new" forms and the "new revised" forms.

EFFECTIVE DATE: This policy statement is effective June 1, 1995.

FOR FURTHER INFORMATION CONTACT: Suzanne O'Malley (Office of Public Assistance) 202-927-7597. [TDD for the hearing impaired: 202-927-5721.]

SUPPLEMENTARY INFORMATION: In a decision served December 9, 1994, the Commission adopted revised regulations, as well as new forms, to implement the Trucking Industry Regulatory Reform Act (TIRRA), Title II of the Hazardous Materials Transportation Act Amendments of 1994, Pub.L. 103-311 (August 26, 1994). The revised regulations (which further streamline and simplify the licensing process and establish a new fee schedule) and the new forms became effective on January 1, 1995. The new forms have been available since then; however, as a transition measure, the Commission has continued to accept the old forms. Nevertheless, applications submitted on the old Form OP-1 have

been processed under the revised licensing standards and procedures that took effect on January 1, 1995.

The old forms request a considerable amount of information that no longer is relevant to the licensing standards as revised by TIRRA. Thus, the old forms are burdensome to the public and the Commission, which now have had ample opportunity to become familiar with the revised forms and procedures.

In order for the public and the Commission to benefit fully from the efficiencies offered by the new forms, the Commission no longer will accept applications filed on the old form, and will reject them. The filing fees accompanying applications filed on old forms will be returned, along with the rejected application. In addition, the Commission will forward two copies of an appropriate new form to the sender of the rejected application.

In addition, since January 1, 1995, when the new forms began to be used, several minor technical corrections and improvements to the forms have been made. The new revised forms are available from all Commission Regional Offices and from the Commission's Office of Public Assistance in Washington, DC.

Authority: 5 U.S.C. 553 and 559; 16 U.S.C. 1456; and 49 U.S.C. 10101, 10305, 10321, 10921, 10922, 10923, 10924, 10928, and 11102.

Decided: May 1, 1995.

By the Commission, Vernon A. Williams,
Secretary.

Vernon A. Williams,
Secretary.

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DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric
Administration****50 CFR Part 663****[Docket No. 941265-4365; I.D. 041995A]****Pacific Coast Groundfish Fishery;
Miscellaneous Management Measures**

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic Atmospheric Administration (NOAA), Commerce.

ACTION: Modification of annual specifications and management measures, and inseason adjustment of commercial trip landing and recreational bag limits.

SUMMARY: NMFS announces adjustments to the annual specifications

and management measures to increase the harvest guideline for sablefish and provide conversion factors for lingcod. NMFS also announces inseason adjustments to increase the commercial trip limits for trawl-caught sablefish and yellowtail rockfish, and to reduce the recreational bag limit for rockfish off Washington State. These actions are authorized by the Pacific Coast Groundfish Fishery Management Plan which governs the harvest of groundfish in the U.S. exclusive economic zone off the coasts of Washington, Oregon, and California. These actions are intended to correct an error in the calculation for the sablefish harvest guideline, enable the 1995 harvest guidelines for yellowtail rockfish and the limited entry allocation for trawl-caught sablefish to be reached, to reduce fishing effort in the recreational fishery for black rockfish off Washington State, and to accommodate traditional fishing and marketing practices in the lingcod fishery.

DATES: Effective May 1, 1995, until the effective date of the 1996 annual specifications and management measures, which will be published in the **Federal Register**. Comments will be accepted until May 17, 1995.

ADDRESSES: Comments on these actions should be sent to Mr. William Stelle, Jr., Director, Northwest Region, National Marine Fisheries Service, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070; or Ms. Hilda Diaz-Soltero, Director, Southwest Region, National Marine Fisheries Service, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213. Information relevant to these actions has been compiled in aggregate form and is available for public review during business hours at the office of the Director, Northwest Region, NMFS (Regional Director).

FOR FURTHER INFORMATION CONTACT: William L. Robinson 206-526-6140; or Rodney R. McInnis 310-980-4040.

SUPPLEMENTARY INFORMATION: On January 4, 1995, NMFS filed 1995 Annual Specifications and Management Measures for Pacific Coast Groundfish Fishery with the Office of the Federal Register (60 FR 2331-2344, January 9, 1995). At its April 1995 meeting in Portland, OR, the Pacific Fishery Management Council (Council) considered the best available scientific information, the advice of its advisory committees, and public testimony before recommending to NMFS the following actions adjusting these annual specifications and measures for implementation by May 1, 1995, the beginning of the next period for cumulative trip limits in the Pacific